

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

E. S. ORIGINALS INC.,

Plaintiff,

- V -

TOTES ISOTONER CORPORATION,

Defendant.

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Pursuant to Federal Rule of Civil Procedure 7.1 [formerly Local General Rule 1.9] and to enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for totes Isotoner Corporation (a private non-governmental party) certifies that totes Isotoner Corporation has no corporate parents, affiliates and/or subsidiaries of said party, which are publicly held.

Dated: New York, New York  
April 18, 2008

Respectfully Submitted,

**COHEN & GRESSER LLP**

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